

1 State of Arkansas
2 92nd General Assembly
3 Regular Session, 2019
4

As Engrossed: S3/18/19

A Bill

SENATE BILL 513

5 By: Senators B. Johnson, B. Ballinger
6 By: Representative Capp
7

For An Act To Be Entitled

9 AN ACT CONCERNING A SUSPENSION OF A PERSON'S DRIVER'S
10 LICENSE FOR POSSESSING A CONTROLLED SUBSTANCE; AND
11 FOR OTHER PURPOSES.
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Subtitle

15 CONCERNING A SUSPENSION OF A PERSON'S
16 DRIVER'S LICENSE FOR POSSESSING A
17 CONTROLLED SUBSTANCE.
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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22 SECTION 1. Arkansas Code § 27-16-915(b)(1), concerning the suspension
23 of a person's driver's license for possessing a controlled substance, is
24 amended to read as follows:

25 (b)(1)(A) When a person is accepted and enrolled in a court-approved
26 pre-adjudication specialty court program for an offense involving the illegal
27 possession or use of a controlled substance, pleads guilty or nolo
28 contendere, or is found guilty of any criminal offense involving the illegal
29 possession or use of controlled substances under the Uniform Controlled
30 Substances Act, § 5-64-101 et seq., or of any drug offense, in this state or
31 any other state, the court having jurisdiction of the matter, including any
32 federal court, unless there are compelling circumstances warranting an
33 exception, shall prepare and transmit to the Department of Finance and
34 Administration an order to suspend the driving privileges of the person for
35 six (6) months, provided the order regarding a person who is a holder of a
36 commercial driver's license issued under the Arkansas Uniform Commercial



1 Driver License Act, § 27-23-101 et seq., or under the laws of another state
2 shall include the suspension of the driving privileges of that person to
3 drive a commercial motor vehicle, as the term “commercial motor vehicle” is
4 defined in § 27-23-103, or as similarly defined by the laws of any other
5 state, for a period of one (1) year.

6 (B) ~~Courts~~ Unless there are compelling circumstances
7 warranting an exception, courts within the State of Arkansas shall prepare
8 and transmit to the department an order within twenty-four (24) hours after
9 the:

- 10 (i) Plea of guilty or nolo contendere;
- 11 (ii) Finding of guilt; or
- 12 (iii) Acceptance and enrollment in a specialty
13 court.

14 (C) ~~Courts~~ Unless there are compelling circumstances
15 warranting an exception, courts outside Arkansas having jurisdiction over a
16 person holding driving privileges issued by the State of Arkansas shall
17 prepare and transmit an order ~~pursuant to~~ under an agreement or arrangement
18 entered into between that state and the Director of the Department of Finance
19 and Administration.

20 (D) The agreement or arrangement may also provide for the
21 forwarding by the department of an order issued by a court within this state
22 to the state where the person holds driving privileges issued by that state.

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25 /s/B. Johnson

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28 **APPROVED: 4/4/19**
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